

**Town of Sunset Beach
Monthly Council
Work Session, Regular Meeting and Public Hearing
June 27, 2011**

MINUTES

Members Present: Mayor Ronald Klein, Mayor Pro-Tem Lou DeVita, Councilman Bob Bobinski, Councilwoman Karen Joseph, Councilwoman Carol Scott, and Councilman Wilson Sherrill.

Members absent: None

Attorney & Staff Present: Gary Parker, Town Administrator; Mike Isenberg, Town Attorney; Donna Rogers, Finance Director; Dustin Graham, Public Works Department Director; Chris Barbee, Fire Chief; Lisa Massey, Police Chief; Sandy Wood, Chief Building Inspector and Lisa Anglin, Town Clerk.

**Work Session
6:45 pm**

Mayor Klein called the Work Session to order, called for agenda amendments and general discussions by the Council.

Council Discussion

UDO Committee Member Appointment

The Council discussed a letter received from Eric Frankovitch, Carolina Dreams Golf, LLC, requesting that the Council consider appointing David Stuart to the UDO Committee to represent the interests of Carolina Dreams and other commercial property owners/developers within Sunset Beach. The Council reached a consensus to add the UDO Committee Member Appointment to the agenda.

Boat Wake in the Bay Area

The Council discussed an email received concerning the boat wake in the bay area becoming hazardous. Police Chief Lisa Massey will contact the NC Wildlife Commission and report back to the Council.

Procedure for Burying Above Ground Power Lines

The Council discussed the procedure for burying the above ground power lines on North Shore Drive. Gary Parker will investigate and report back to the Council.

Sewer Assessment

Mayor Klein advised that Brunswick County Public Utilities is reporting that the sewer assessment is estimated to be \$5,500 which is much lower than the \$8,000 - \$10,000 reported previously.

Monthly Meeting

7:00 pm

Call to Order & Pledge of Allegiance

Mayor Klein called the Monthly Meeting to order at 7:00 pm and the Pledge of Allegiance was recited by those in attendance.

Public Hearing – FY 2011-2012 Proposed Budget

COUNCILWOMAN JOSEPH MADE A MOTION TO OPEN THE PUBLIC HEARING. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Rich Cerrato 517 Twisted Oak Lane – Voiced opposition to the 2011-2012 Proposed Budget with regard to salaries, staffing, beach strand trash pickup, park, 2nd fire station.

COUNCILWOMAN JOSEPH MADE A MOTION TO CLOSE THE PUBLIC HEARING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Public Comments

None

Minutes Approval

COUNCILMAN SHERRILL MADE A MOTION TO APPROVE THE JUNE 6, 2011 REGULAR COUNCIL MEETING MINUTES AND THE JUNE 13, 2011 BUDGET WORK SESSION MINUTES AS WRITTEN. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Departmental Reports

Administrator

Gary Parker advised that the Historic Sunset Beach Bridge DVD's have arrived and are available at Town Hall for \$4.00 each.

Police

Report submitted in writing and is on file with the Town Clerk. Chief Massey advised that an officer was injured with a hypodermic needle during an arrest over the weekend. The Council thanked Chief Massey and the Police Department for capturing the individual who robbed CVS and the handling of the lost cell phone recovery.

Public Works

Report submitted in writing and is on file with the Town Clerk. Dustin Graham advised that the training classes are going well. The Council thanked the Brunswick County Extension Office for providing the professional landscaper who is providing the training at no cost to the Town.

Departmental Reports (Cont.)

Building Inspections Department

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

Fire

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

Old Business

Consideration for Adoption of the 2010/2011 Budget Ordinance Amendment

COUNCILMAN SHERRILL MADE A MOTION TO ADOPT THE 2010/2011 BUDGET ORDINANCE AMENDMENT IN THE AMOUNT OF \$5,160. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Consideration for Adoption of the 2011/2012 Budget Ordinance and the 2011/2012 Tax Rate at 10.5¢

Gary Parker advised that the 2011/2012 Budget Ordinance totals \$5,830,564; the General Fund Budget is \$5,703,184 and the Powell Bill Budget is \$127,380. Gary Parker advised that the proposed tax rate is 10.5¢ and that the revenue neutral tax rate is 12.5¢.

MAYOR PRO-TEM DEVITA MADE A MOTION TO ADOPT THE 2011/2012 BUDGET ORDINANCE TOTALING \$5,830,564 AND TO SET THE 2011/2012 TAX RATE AT 10.5¢. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Resolution To Amend SR 23- Future Development

Gary Parker advised the Council that the Resolution to Amend Special Revenue Fund 23 allows the Council flexibility when determining the appropriation amount in the future.

MAYOR PRO-TEM DEVITA MADE A MOTION TO APPROVE THE RESOLUTION TO AMEND SR 23 – FUTURE DEVELOPMENT. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

New Business

Consideration of Approval of the Roll Back Garbage Cart Letter

The Council reviewed the proposed letter to be mailed to all island property owners concerning the discontinuation of the service to roll back garbage carts for island properties. The letter offers alternative solutions for the property owner and outlines the warning period (10/1/11-12/31/11) prior to citations (\$50 per incident) being issued. Attorney Isenberg advised the Council to amend the ordinance to make the violation a civil penalty only. The Council agreed to review the Ordinance concerning the civil penalty during the July Work Session. The Council agreed to add a sentence suggesting that property owners include their address on the cart.

MAYOR PRO-TEM DEVITA MADE A MOTION TO AMEND THE LETTER BY ADDING A SENTENCE TO SUGGEST TO THE PROPERTY OWNERS THAT THEIR ADDRESS BE MARKED ON THE CART AND TO APPROVE THE AMENDED LETTER. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

New Business (Cont.)

Consideration of the Planning Board Recommendation to Amend Ordinance 151.217 and schedule a Public Hearing

Gary Parker advised that the Planning Board is recommending an amendment to Ordinance 151.217 to allow restaurants in the MB-2 Zone by a special use permit which requires Board of Adjustment approval.

COUNCILWOMAN SCOTT MADE A MOTION TO SCHEDULE A PUBLIC HEARING FOR AUGUST 1, 2011 AT 7:00 PM CONCERNING THE PROPOSED AMENDMENT OF ORDINANCE 151.217 TO ALLOW RESTAURANTS IN THE MB-2 ZONE WITH A SPECIAL USE PERMIT APPROVED BY THE BOARD OF ADJUSTMENT.

COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Consideration of Planning Board ETJ Member Vacancy Applicant & Set Interview

Gary Parker advised that Bob Tone who resides in the ETJ area would like to be considered for the Planning Board ETJ Member vacant seat. The Council reached a consensus to interview Bob Tone for the vacant ETJ seat on July 19, 2011 at 9:00 am at the beginning of the Council Work Session.

Consideration of UDO Committee Member Appointment

COUNCILMAN SHERRILL MADE A MOTION TO APPOINT DAVID STUART TO THE UDO COMMITTEE. COUNCILMAN BOBINSKI SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Public Comments

Herb Tinger 711 Oyster Bay Drive – Requested the Council to contact Brunswick County Public Utilities concerning the landscaping of the right of way areas.

Linda Rudick 1008 Park Road – Reminded the Council about the North Carolina laws preventing recyclables from being placed in landfills.

Rich Cerrato 517 Twisted Oak Lane – Voiced opposition to COLA increase and salary ranges.

Norman Cole 404 29th Street – Advised that the garbage cart issue needs to be addressed on the mainland and the island. Voiced concerns about the asphalt patch work being completed by the sewer contractor.

Adjournment

COUNCILWOMAN JOSEPH MADE A MOTION TO ADJOURN THE JUNE 27, 2011 COUNCIL MEETING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Town of Sunset Beach

Ronald F. Klein, Mayor

Submitted by:

Lisa Anglin, Town Clerk

*** June 27, 2011 Minutes approved August 1, 2011**